IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL.

WRIT PETITION NO. 61 (SS) OF 2006

Indraj Singh, S/o Sri Mukanda Singh,
R/o Village Anneki, P.S. Ranipur, District Hardiwar.
Presently posted as Principal Primary School,
Daluwala Kalan, Vikas Khand, Bahadrabad.
District Haridwar. .....Petitioner.

Versus

1. District Inspector of Schools (D.I.O.S.) Haridwar.
2. Additional D.I.O.S. (Basic) Haridwar.

.....Respondents.

Mrs. Jyotsna, Advocate for the petitioner.
Learned Standing Counsel.

Dated : 23.02.2006

Hon'ble Rajesh Tandon, J

By the present writ petition, the petitioner has prayed for a writ of certiorari quashing the transfer order dated 06.12.2005 (Annexure-1 to the writ petition) passed by respondent no.2. The petitioner has further prayed for a writ of mandamus directing the respondents not to interfere in the peaceful functioning of the petitioner as Principal Primary School, Daluwala Kalan, Vikas Khand Bahadrabad, District Haridwar.

2. Brief facts giving rise to the present writ petition are that the petitioner is working as Principal in daluwala Kalan Primary School.

3. The petitioner on 06.12.2005 was transferred from Daluwala Kala Vikas Khand primary School Bahadrabad Haridwar to Primary School Boraheri.

4. At the time of admission on 01.02.2006, following order was passed:-

"Heard.

Admit.

Notices on behalf of the respondents are accepted by learned Standing Counsel, who prays for and is allowed three weeks' time to file counter affidavit.

List after three weeks.

Meanwhile, if any representation is made by the petitioner within a period of one week, the same shall be considered and disposed of by the respondent authority within a period of one month from that date.

The urgency application and stay application stand disposed of."

5. In terms of the aforesaid interim order, the writ petition is disposed of. The respondents are directed to dispose of the representation filed by the petitioner within a period of six weeks and till the disposal of the representation, the transfer order dated 06.12.2005 shall remain in abeyance.

6. Writ petition is disposed of. No order as to costs.

(Rajesh Tandon, J.)

23.02.2006
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